

APPROVED: Meeting No. 33-96

ATTEST: *[Signature]*

MAYOR AND COUNCIL  
ROCKVILLE, MARYLAND  
Meeting No. 27-96

June 17, 1996

The Mayor and Council of Rockville, Maryland, convened in General Session in the Council Chamber, Rockville City Hall, 111 Maryland Avenue, Rockville, Maryland, on June 17, 1996, at 7:34 p.m.

PRESENT

Mayor Rose G. Krasnow

Councilmember Robert E. Dorsey

Councilmember James T. Marrinan

Councilmember Glennon J. Harrison

Councilmember Robert J. Wright  
(Arrived 7:58 p.m.)

In attendance: City Manager Rick Kuckkahn, City Clerk Paula Jewell and City Attorney Paul Glasgow.

Re: City Manager's Report

1. On June 16, residents enjoyed the City's Great Gatsby picnic held on the Rockville Civic Center grounds. Approximately 350 people took part in croquet games, entertainment and a picnic lunch. On June 18, an event commemorating the death of F. Scott Fitzgerald's daughter, Scottie, will take place at St. Mary's Church. Scottie is credited with moving her father to his current Rockville resting place.

2. On June 11, the annual Public Safety Awards program took place at Lakewood Country Club. Seven Rockville City Police Officers were among 15 officers, civilians and other public safety employees who were honored at the luncheon. In addition, Rockville resident Wilma Bell was awarded for her tireless work with the Lincoln Park Task Force and for forging a bond between the community and the police.

The annual awards program is presented by the City of Rockville, the Chamber of Commerce, Gazette Newspaper, and Twinbrook Citizens Association. Local groups who also help sponsor this worthwhile event are the Optimists, Rotary, Kiwanis, Washington Elks Lodge, American Legion Post 86, and Montgomery Masonic Lodge 195.

3. Mr. Kuckkahn reminded residents that the City's Home Page is now on line and profiles on the Mayor and Council have been added. Visitors to the Home Page can also access Mayor and Council agendas, information about current events and doing business in Rockville. Plans are being made to include the City's newsletter, Rockville Reports by the end of the month. The City's Home Page address is:

**HTTP:\\WWW.Rockville.Inter.Net\\.**

4. Everyone is excited by the Mayor and Council's initiative to create an "electronic village" in Rockville and enhancing the City's electronic capabilities. Towards that effort, Paul Baker, Research Fellow at the Institute of Public Policy at George Mason, will be speaking on networking and the opportunities it can provide at a public information meeting scheduled for June 19 at Glenview Mansion.

5. The City's Public Works Department will hold two open houses to provide information about alternatives for upgrading the capacity of the Watts Branch sanitary sewer trunk in the Watts Branch Creek Basin. The open houses are scheduled for July 19 from 5 to 7:30 p.m., and on July 20 from 10 a.m. to 2 p.m.

6. The Gazette Tennis Tournament Play concluded on June 16 with the doubles tournament finals. Over 326 players participated in a wide range of categories including Men's and Women's Singles, Boys and Girls Events, and Women's, Men's, and Boys Doubles. Mr. Kuckkahn expressed appreciation to the sponsors; the Rockville Gazette,

Elk's Lodge 15, and Duran and Associates, and also to the City staff who put in many long weekend hours to assure the success of the event.

7. The City will celebrate Independence Day on July 4th with festivities at Richard Montgomery High School Stadium. Music provided by the Rockville Concert Band and the Rondels will begin at 6:30 p.m. and fireworks will start around 9:30 p.m. The event will also be simulcast on WASH, 97.1 FM.

8. Residents interested in getting their neighborhoods involved in the August 6th National Night Out Crime Prevention celebration are encouraged to contact Community Services Officer Robert Rappoport at 309-3112.

Re: Citizens Forum - This time is set aside to hear from any citizen who wishes to address the Mayor and Council.

Stan Klein, 7 Lorre Court referenced a comment made by Councilmember Harrison on July 8 about the County's Montrose Parkway study. Mr. Klein said that it was true that the County had not looked at mass transit alternatives. He noted that the County DOT, which is not part of the Planning Board, was actually conducting the study. The County Transportation Department was required to stay with precisely what was in the plan, and evidently, the plan did not allow much latitude with respect to pursuing additional mass transit alternatives. Mr. Klein said that the plan also assumed that the traffic would come from all over the County, when in fact, it would come largely from the local area. The County Transportation Department would have to return to the Planning Board, present the conclusions and obtain authority to pursue additional alternatives, such as mass transit.

## Re: Appointments

Mayor Krasnow noted that the Visioning Steering Committee was an initiative of the Mayor and Council designed to engage the community in a process to develop a shared vision for the future of Rockville. The Steering Committee will select a consultant, design the process, select the stakeholders and, if they so choose, continue to participate as Stakeholders in the Visioning Process.

Upon motion of Councilmember Harrison, duly seconded and unanimously passed, the following persons were appointed to serve on the Steering Committee: Rose Krasnow, Chairperson, Wilma Bell, Walt Davis, Toshio Hoshide, Melissa Opryszko, Nancy Keefe, Paul Shields, Leah Barnett, Robert Mangold, Todd McKenzie, Bill Meyer, and Ray Whalen. The Visioning Committee will commence its meetings on July 1st, and RFQ's have already been put out to get qualifications back from different consultants.

Councilmember Marrinan thanked the members for volunteering for the Committee, and he said that the process would be a very exciting undertaking to see where the City should be in the next 20-40 years. Councilmember Harrison commented that the visioning process in other cities has proven to be a way to enhance or raise the quality of life to make that quality of life sustainable, and in many places, it has led to dramatic improvements in citizen involvement in the quality of life for citizens.

Councilmember Dorsey added that the visioning process clearly allowed every resident to participate in the future of the City. He said that when the subsequent meetings took place to gather citizen input, there would be a chance for everyone to put their "thumbprint" on the future of Rockville. Mayor Krasnow agreed and said that in putting together the Steering Committee, they were able to bring together a group of

people who represented many different parts of Rockville--both in terms of the neighborhoods in which they lived and past associations with the City--both former boards and commission members as well as people getting involved for the first time.

Re: Approval of Minutes

Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, the Minutes of Meeting No. 19-96 (April 23, 1996) were approved as written.

Upon motion of Councilmember Dorsey, duly seconded and unanimously passed, the Minutes of Meeting No. 20-96 (April 29, 1996) were approved as written.

Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, the Minutes of Meeting No. 21-96 (May 6, 1996) were approved as amended.

Re: Consent Agenda

Mayor Krasnow requested removal of Consent Agenda Item D. Upon motion of Councilmember Harrison, duly seconded and unanimously passed, the following Consent Agenda Items were approved:

- (A) Introduction of Ordinance to adopt Text Amendment TXT95-0154, Helios/Towle, LLC, Applicant.

To amend the record plat procedures for CPD projects and to provide for an interim record plat for transfer of property prior to building permits.

- (B) Introduction of Ordinance to grant Application to Close and Abandon Public Way SCA96-0073, Helios/Towle, LLC, Applicant.

To close and abandon Fields Road between Frederick Road (MD 355) and Redland Road.

- (C) Award of Contract  
To: Consolidated Computer Investors,  
Inc.  
Of: Hanover, Maryland  
In the amount of: \$89,280

For: Computer equipment and software  
per the terms and conditions of  
Montgomery County Contract No.  
13572.

Re: Item (D) - Receipt of financial  
reports summarizing the results of City  
operations for the period from July 1,  
1995, through May 31, 1996.

Mayor Krasnow said that as of the end of May with only one month remaining in Fiscal Year 1996, the City had only expended approximately two-thirds of its budget. Finance Director Kevin Deckard explained that it was normal to expend approximately 70 percent of the General Fund by the end of May. He noted that the \$7.6 Million "Other Charges Budget" section of the report dealt with all the monies that the General Fund transferred annually to other funds, e.g., Pay-As-You-Go money for the Capital Projects Fund, the money the General Fund used to subsidize the Debt Service Fund, and subsidies to the Swim Center and Golf Course fund. Upon motion of Mayor Krasnow, duly seconded and unanimously passed, the Financial Reports were formally received.

Re: Adoption of resolution to close  
completed capital projects. At  
the end of each fiscal year, the  
City closes the accounts  
pertaining to capital projects for  
which all work has been  
completed and paid.

Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, the Resolution to close completed capital projects was adopted. A copy of the full text of Resolution No. 8-96 can be found in Resolution Book No. 11 of the Mayor and Council.

Re: Adoption of resolution to express the Mayor and Council's intent to fund certain capital projects on a reimbursement basis.

Resolution No. 9-96

Mr. Kuckkahn explained that Federal legislation restricted the ability of local governments to apply bond proceeds retroactively to pay for capital project expenditures incurred prior to the date of the bond issue. To comply with the law, the Mayor and Council must express an intent, in advance of the bond issue, to provide retroactive funding to various projects. Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, the Resolution was adopted. A copy of the full text of Resolution No. 9-96 can be found in Resolution Book No. 11 of the Mayor and Council.

Re: Adoption of Ordinance to Revise and Amend Ordinance 5-95 Appropriating Funds and Levying Taxes for Fiscal Year 1996.

Ordinance No. 8-96

Mr. Kuckkahn explained that the severe weather in January disrupted the functioning of the water treatment plant and necessitated the purchase of large quantities of water from the Washington Suburban Sanitation Commission. An increase of \$125,000 in the Water Fund appropriation was necessary in order to cover total actual expenditures

anticipated. Upon motion of Councilmember Wright, duly seconded and unanimously passed, the Ordinance to revise and amend Ordinance 5-95 was adopted. A copy of Ordinance No. 8-96 can be found in Ordinance Book No. 19 of the Mayor and Council.

Re: Adoption of Ordinance to appropriate funds and levy taxes for Fiscal Year 1997.

The ordinance sets the operating and capital budgets for Fiscal year 1997. The proposed property tax rate is 82 cents per \$100 of assessed valuation.

Ordinance No. 9-96

Mr. Kuckkahn provided an overview of the changes to the Capital Improvements Program discussed at the June 10th Worksession. Mr. Kuckkahn said that in most of the cases, the CIP projects were shifted around to provide for an accelerated Twinbrook community center and gymnasium project which the Mayor and Council placed a great deal of emphasis on. He said that the Gude Drive gymnasium and fitness center was moved as an out-year project, and the Twinbrook community center and gymnasium had been moved up. The Middle Lane sidewalk project was allocated funding for design. Additional funds were allocated for some improvements to City Hall. In addition, the Administrative Assistant position for Community Development was moved to a Planner II position in response to Mayor and Council's concern about adequate planning staff. Upon motion of Councilmember Dorsey, duly seconded and unanimously passed, the Ordinance to appropriate funds and levy taxes for Fiscal Year 1997 was approved. A copy of Ordinance No. 9-96 can be found in Ordinance Book No. 19 of the Mayor and Council.

Mayor Krasnow thanked staff for the incredible amount of work that went

into the Fiscal Year 1997 budget; she said the entire budget process went well and involved a lot of good input from residents as well as from the Mayor and Council. That input resulted in some changes made from the proposed budget that make the final adopted Budget a better document for Fiscal Year 1997.

Re: Adoption of Ordinance to amend  
Section 24-46 of the Rockville  
City Code, entitled "Water  
Consumption Charge."

The amendment to the Ordinance  
increases the rate from \$1.42 per  
1,000 gallons to \$1.48 per 1,000  
gallons, effective July 1, 1996.

Ordinance No. 10-96

Councilmember Marrinan pointed out that the six cents increase in the rate was in response to requirements mandated by the Federal and State governments which necessitated an increase in the water rate. The City believes it operates a very efficient and effective water plant system; however it did have to comply with the mandates. Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, the Ordinance amending Section 24-46 of the Rockville City Code, entitled "Water Consumption Charge" was adopted. A copy of Ordinance No. 10-96 can be found in Ordinance Book No. 19 of the Mayor and Council.

Mayor Krasnow explained that the next agenda items were two Bid Awards which were routine matters that would normally appear on the Mayor and Council's Consent Agenda. However, both Bid Awards involved expenditures of funds from Fiscal Year 1997 and the Mayor and Council could not have approved the items until the FY 1997 budget was adopted.

Re: Award of Bid #79-96  
To: East Coast Sweeping, Inc.  
Of: Annapolis Junction, MD  
In the amount of \$73,223.84

For: Street cleaning by sweeping of City streets. Sufficient funds are available in the FY 97 General Maintenance budget.

Upon motion of Councilmember Harrison, duly seconded and unanimously passed, Bid #79-96 was awarded to East Coast Sweeping, Inc.

Re: Award of Bid #80-96  
To: A & M Unlimited  
Of: Edgewater, MD  
In the amount of: \$30,000.00

For: Removing 5,000 tons of road debris per year.

Councilmember Marrinan noted that the current cost was \$95 per 20 ton load and the unit cost was increasing to \$120 per 20 ton load. He said that the increase was significant and he asked for an explanation. Mr. Kuckkahn said that with environmental regulations on landfills, the City was most likely looking at increased landfill tipping fees, which was reflected in the cost of the bid. Mr. Marrinan pointed out that it was important for residents to understand why such costs were increasing. Upon motion of Councilmember Marrinan, duly seconded and unanimously passed, Bid #80-96 was awarded to A & M Unlimited.

Re: Discussion and Introduction of Resolution Regarding Comprehensive Planned Development Application CPD95-0002, Helios/Towle, LLC, Applicant - For approval of a Concept Plan Application

for 3,200 housing units, 3.2 million square feet of office space, and 125,000 square feet of neighborhood commercial space.

Mayor Krasnow noted that the Resolution that the Mayor and Council were scheduled to discuss was 31 pages long; however the accompanying background materials which the Mayor and Council only received late Friday, were quite extensive. She said that the Mayor and Council had made great progress in the entire process, and she was quite pleased with the Resolution which incorporated a majority of the points Mayor and Council brought forth in several Worksessions. Mayor Krasnow complimented staff on the Resolution which brought the Mayor and Council much closer to where they needed to be on this issue.

Based on the number of questions the Mayor and Council had about the extensive background materials received late last week, Mayor Krasnow proposed that the Mayor and Council schedule a Worksession later in the month. Councilmember Harrison seconded the Mayor's proposal. Mayor Krasnow encouraged members of the Mayor and Council to submit their questions prior to leaving for the Maryland Municipal League Convention in order to allow staff and Helios/Towle time to address the questions. Without objection, the Mayor and Council agreed to meet in a special General Session on Thursday, June 27 to address the Mayor and Council's questions and the outstanding parking issue.

Re: Correspondence

There being no items the Mayor and Council wished to bring up under Correspondence, Mayor Krasnow declared this portion of the agenda closed.

Re: New Business

Councilmember Wright noted that a task force had been formed to study the re-use of the Montgomery County Detention Center. There will be a series of meetings prior to a public meeting scheduled for July 24. Mr. Wright said there would be no meetings during the month of August. Meetings will resume in September. The Task Force is seeking much citizen input, and Mr. Wright said it was his impression that the County seemed to want to take an honest, objective evaluation of what the potential re-uses could be for the site and the criteria for making that judgement.

Re: Next Meeting

The Mayor and Council will meet in a special General Session on Thursday June 27, 1996, at 7:30 p.m., to discuss the Resolution regarding the Concept Planned Development Application CPD95-0002.

Re: Adjourn to Worksession to  
Discuss the Public Works  
Concrete Maintenance Program  
and Enhanced Leaf Collection

Mr. Kuckkahn noted that staff had postponed the Worksession in anticipation of a lengthy discussion on the Concept Plan. He noted that the Worksession would be rescheduled in the month of July.

Re: Adjournment

There being no further business to come before the Mayor and Council, the meeting was adjourned at 8:21 p.m. to reconvene in General Session at 7:30 p.m., on June 27, 1996, or at the call of the Mayor.